

5762 4 # 4

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT:

MARCUS BESSON ET AL

SERIAL NO.:

09/379,763

EXAMINER: S. GETZOW

FILED:

AUGUST 24, 2000

GROUP:

3762

TITLE:

WIRELESS MEDICAL DIAGNOSIS AND MONITORING

EOUIPMENT

RESPONSE TO THE FIRST OFFICE ACTION

BOX

FEE AMENDMENT

Assistant Commissioner for Patents

Washington, D.C. 20231

Dear Sir:

In response to the Examiner's First Office Action dated July 19, 2000, the Applicant responds as follows:

REMARKS

The Examiner rejected claims 46-11 under the judicially created doctrine of obviousness-type double patenting as being unpatentable over claims 1-32 of U.S. Patent No. 5,957,854. The Examiner suggested filing a terminal disclaimer. Accordingly, the Applicant encloses herewith a terminal disclaimer to overcome .this rejection.